
Introduced by Senator Figueroa

February 19, 2004

An act to amend Sections 5510, 5517, 5620, 5621, and 5622 of the Business and Professions Code, relating to architects.

LEGISLATIVE COUNSEL'S DIGEST

SB 1549, as introduced, Figueroa. Architects.

Existing law establishes the California Architects Board in the Department of Consumer Affairs. Existing law authorizes the board to appoint an executive officer who is exempt from civil service to exercise the powers and perform the duties delegated by the board. Existing law creates a Landscape Architects Technical Committee within the board and authorizes the board to delegate specified authority to the committee. Existing law authorizes the committee to assist the board in the examination of candidates for a landscape architect's license and to make specified recommendations to the board regarding the regulation of landscape architects in California. Existing law provides for these provisions to become inoperative on July 1, 2005 and repealed on January 1, 2006.

This bill would delete the dates on which these provisions are to become inoperative and repealed and would change them to unspecified dates.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 5510 of the Business and Professions
- 2 Code is amended to read:

1 5510. There is in the Department of Consumer Affairs a
2 California Architects Board which consists of 10 members.

3 Any reference in law to the California Board of Architectural
4 Examiners shall mean the California Architects Board.

5 This section shall become inoperative on July 1, 2005 _____,
6 and, as of January 1, 2006 _____, is repealed, unless a later enacted
7 statute, which becomes effective on or before January 1, 2006
8 _____, deletes or extends the dates on which it becomes inoperative
9 and is repealed. The repeal of this section renders the board subject
10 to the review required by Division 1.2 (commencing with Section
11 473).

12 SEC. 2. Section 5517 of the Business and Professions Code
13 is amended to read:

14 5517. The board may appoint a person exempt from civil
15 service who shall be designated as an executive officer and who
16 shall exercise the powers and perform the duties delegated by the
17 board and vested in him or her by this chapter.

18 This section shall become inoperative on July 1, 2005 _____,
19 and, as of January 1, 2006 _____, is repealed, unless a later enacted
20 statute, which becomes effective on or before January 1, 2006
21 _____, deletes or extends the dates on which it becomes inoperative
22 and is repealed.

23 SEC. 3. Section 5620 of the Business and Professions Code
24 is amended to read:

25 5620. The duties, powers, purposes, responsibilities, and
26 jurisdiction of the California State Board of Landscape Architects
27 that were succeeded to and vested with the Department of
28 Consumer Affairs in accordance with Chapter 908 of the Statutes
29 of 1994 are hereby transferred to the California Architects Board.
30 The Legislature finds that the purpose for the transfer of power is
31 to promote and enhance the efficiency of state government and that
32 assumption of the powers and duties by the California Architects
33 Board shall not be viewed or construed as a precedent for the
34 establishment of state regulation over a profession or vocation that
35 was not previously regulated by a board, as defined in Section 477.

36 (a) There is in the Department of Consumer Affairs a
37 California Architects Board as defined in Article 2 (commencing
38 with Section 5510) of Chapter 3.

39 Whenever in this chapter “board” is used it refers to the
40 California Architects Board.



(b) Except as provided herein, the board may delegate its authority under this chapter to the Landscape Architect Architects Technical Committee.

(c) After review of proposed regulations, the board may direct the examining committee to notice and conduct hearings to adopt, amend, or repeal regulations pursuant to Section 5630, provided that the board itself shall take final action to adopt, amend, or repeal those regulations.

(d) The board shall not delegate its authority to discipline a landscape architect or to take action against a person who has violated this chapter.

(e) This section shall become inoperative on July 1, 2005 _____, and as of January 1, 2006 _____, is repealed, unless a later enacted statute, that becomes operative on or before January 1, 2006 _____, deletes or extends the dates on which it becomes inoperative and is repealed.

SEC. 4. Section 5621 of the Business and Professions Code is amended to read:

5621. (a) There is hereby created within the jurisdiction of the board, a Landscape Architects Technical Committee, hereinafter referred to in this chapter as the landscape architects committee.

(b) The landscape architects committee shall consist of five members who shall be licensed to practice landscape architecture in this state. The Governor shall appoint three of the members. The Senate Committee on Rules and the Speaker of the Assembly shall appoint one member each.

(c) The initial members to be appointed by the Governor are as follows: one member for a term of one year; one member for a term of two years; and one member for a term of three years. The Senate Committee on Rules and the Speaker of the Assembly shall initially each appoint one member for a term of four years. Thereafter, appointments shall be made for four-year terms, expiring on June 1 of the fourth year and until the appointment and qualification of his or her successor or until one year shall have elapsed whichever first occurs. Vacancies shall be filled for the unexpired term.

(d) No person shall serve as a member of the landscape architects committee for more than two consecutive terms.

(e) This section shall become inoperative on July 1, 2005 _____, and as of January 1, 2006 _____, is repealed, unless a later enacted statute, that becomes operative on or before January 1, 2006 _____, deletes or extends the dates on which it becomes inoperative and is repealed.

SEC. 5. Section 5622 of the Business and Professions Code is amended to read:

5622. (a) The landscape architects committee may assist the board in the examination of candidates for a landscape architect's license and, after investigation, evaluate and make recommendations regarding potential violations of this chapter.

(b) The landscape architects committee may investigate, assist, and make recommendations to the board regarding the regulation of landscape architects in this state.

(c) The landscape architects committee may perform duties and functions that have been delegated to it by the board pursuant to Section 5620.

(d) The landscape architects committee may send a representative to all meetings of the full board to report on the committee's activities.

(e) This section shall become inoperative on July 1, 2005 _____, and, as of January 1, 2006 _____, is repealed, unless a later enacted statute, that becomes operative on or before January 1, 2006 _____, deletes or extends the dates on which it becomes inoperative and is repealed.